

1980

c 531 Wharfs and Harbours Act

Ontario

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CHAPTER 531

Wharfs and Harbours Act

1. This Act applies to every company heretofore or here-
 after incorporated for constructing a pier or wharf, for dredg-
 ing, deepening or making a harbour, or for the erection of a
 dry dock and marine railway connected therewith. R.S.O.
 1970, c. 495, s. 1.

Application
of Act

2.—(1) The company may detain any goods, wares or
 merchandise, or any vessel, boat or craft until the tolls or
 charges thereon have been paid, and may sell any vessel,
 boat or craft for the charges for repairs thereof when such
 charges have remained unpaid for thirty days.

Company's
right of
detention
and sale

(2) Where the charges for wharfage or storage dues on
 goods, wares or merchandise have remained unpaid for thirty
 days, the company, after giving ten days notice of sale, may,
 by public auction, sell such goods, wares or merchandise or
 such part thereof as may be necessary to pay such charges
 or dues.

Sale of
goods for
dues

(3) The company shall pay the surplus, if any, or deliver
 such of the goods as remain unsold to the person entitled
 thereto. R.S.O. 1970, c. 495, s. 2.

Return of
surplus to
owner

3. The corporation of the municipality in which any such
 work is to be constructed may subscribe for, acquire, hold
 and transfer shares in the company or may direct the head
 of the municipality to subscribe for such shares in the name
 of the corporation and to act for the corporation in all
 matters relating to such shares and the exercise of the rights
 of the corporation as a shareholder, and the head of the
 municipality, whether otherwise qualified or not, may vote
 and act in respect of such shares, subject to any rules and
 orders in relation to his authority made by the council,
 and according to his discretion in cases not provided for by
 the council. R.S.O. 1970, c. 495, s. 3.

Power of
municipal
corporation
to hold
shares and
to vote

4. A company may sell to the corporation of any
 municipality in which the work is situate, and any such cor-
 poration may purchase the undertaking and assets of the
 company at the value agreed on between them, and the
 corporation shall in all respects thereafter stand in the place
 of the company and possess all its powers and authority.
 R.S.O. 1970, c. 495, s. 4.

Power of
municipal
corporation
to purchase
undertaking
and assets

